

Andrew O. Isar

Via Electronic and Overnight Delivery

September 10, 2003

Ms. Mary L. Cottrell  
Secretary  
Massachusetts Department of Telecommunications  
And Energy  
Department of Telecommunications and Energy  
One South Station  
Boston, Massachusetts 02110

RE: DTE 03-60, Proceeding by the Department of Telecommunications and Energy on its own Motion to Implement the Requirements of the Federal Communications Commission's Triennial Review Order Regarding Switching for Mass Market Customers

Dear Ms. Cottrell:

Pursuant to the Department of Telecommunications and Energy's ("Department") August 26, 2003 *Vote and Order to Open Proceeding* in the above-captioned matter, Granite Telecommunications, LLC ("Granite"), by its regulatory consultants, respectfully requests to participate in the Department's proceeding to implement the requirements of the Federal Communications Commission's Triennial Review Order ("TRO") Regarding Switching for Mass Market Customers. In support of its request for participation, Granite states as follows.

Granite is a Quincy, Massachusetts-based competitive local exchange and interexchange carrier. Granite employs 70 Massachusetts employees and serves more than 15,000 local exchange lines throughout the Commonwealth, almost exclusively utilizing the unbundled network element ("UNE") platform. The Department's findings in the instant proceeding will have significant, long-term effects on Granite's ability to serve

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subscribers at reasonable, competitive rates, if at all.

Granite's experience has shown UNEs to be the most effective mode of entry for serving local exchange subscribers in Massachusetts and elsewhere. While Granite would welcome use of competitive alternatives to incumbent UNEs, virtually none exist, as Granite believes will be amply demonstrated through this proceeding.

The TRO has accorded the States significant flexibility in conducting impairment analysis on the basis of granular market data that is to be presented in each proceeding. Granite maintains that the conduct of an adjudicatory proceeding will be imperative toward supporting the federal presumption of "mass market" impairment. Granite maintains further, that its involvement in this proceeding will greatly contribute toward a procedural record that demonstrates ongoing competitive industry impairment in the absence of meaningful access to incumbent UNE alternatives.<sup>1</sup>

Correspondence and communications regarding this matter should be directed to:

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Thank you for your attention to this matter.

Sincerely,

MILLER ISAR, INC.

*Andrew O. Isar*

Andrew O. Isar

Regulatory Consultants to  
Granite Telecommunications, LLC

cc: Paula Foley

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<sup>1</sup> Granite is currently assessing the extent of involvement in the proceeding, but at a minimum anticipates collaboration with other competitive local exchange carrier participants.

DTE E-filing